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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3090 OF 2005
IN
WEALTH TAX APPEAL (LOD) NO.1267 OF 2005

The Commissioner of Wealth Tax ..Appellant.

V/s.

M/s.Ruchi Properties Ltd. ..Respondent.

Mr.P.S.Sahadevan for appellant.

Mr.J.D.Mistry with Raj Darak for respondent.

CORAM : F.I.REBELLO AND
J.P.DEVADHAR, JJ.

DATED : 26TH SEPTEMBER, 2007.

P.C. :-

There is delay of 267 days. The order of the I.T.A.T. was received on 26/7/2004. The file was sent to the Ministry of Law on 31/12/2004. The draft appeal memo was received on 28/3/2005. The draft was approved by the Ministry of Law on 12/5/2005 and the appeal was filed on 6/10/2005. There is no explanation for the delay whatsoever between 12/5/2005 to 6/10/2005. Considering the above, the cause shown would not amount to sufficient cause. Hence Motion is dismissed.

(J.P.DEVADHAR, J.) **(F.I.REBELLO, J.)**